

103D CONGRESS
1ST SESSION

S. 781

To require the Secretary of Energy to raise rates for Federal hydroelectric power to speed debt repayment for power projects, to increase domestic livestock grazing fees, to require a royalty for the production of locatable minerals from Federal lands, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 7 (legislative day, MARCH 3), 1993

Mr. LAUTENBERG introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To require the Secretary of Energy to raise rates for Federal hydroelectric power to speed debt repayment for power projects, to increase domestic livestock grazing fees, to require a royalty for the production of locatable minerals from Federal lands, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DEBT REPAYMENT FOR HYDROELECTRIC**
4 **POWER PROJECTS.**

5 (a) IN GENERAL.—The second sentence of section 5
6 of the Act entitled “An Act authorizing the construction
7 of certain public works on rivers and harbors for flood con-

1 trol, and for other purposes”, approved December 22,
 2 1944 (16 U.S.C. 825s), is amended by inserting before
 3 the period at the end the following: “through uniform an-
 4 nual payments that consist of equal amounts of principal
 5 and interest and that reflect a commencement of payments
 6 for each project with the 1st year in which electric power
 7 and energy is delivered to the Secretary of Energy from
 8 the project”.

9 (b) EFFECTIVE DATE.—The amendment made by
 10 subsection (a) shall become effective on October 1, 1994.

11 **SEC. 2. INCREASE IN DOMESTIC LIVESTOCK GRAZING**
 12 **FEES.**

13 (a) IN GENERAL.—Section 401 of the Federal Land
 14 Policy and Management Act of 1976 (43 U.S.C. 1751)
 15 is amended by adding at the end the following new sub-
 16 section:

17 “(c)(1)(A) Subject to subparagraph (B), the Sec-
 18 retary of Agriculture, with respect to National Forest Sys-
 19 tem lands in the 16 contiguous Western States (except
 20 national grasslands) administered by the Forest Service
 21 where domestic livestock grazing is permitted under appli-
 22 cable law, and the Secretary of the Interior with respect
 23 to public domain lands administered by the Bureau of
 24 Land Management where domestic livestock grazing is
 25 permitted under applicable law, shall establish beginning

1 with the grazing season that begins on March 1, 1994,
 2 an annual domestic livestock grazing fee equal to fair mar-
 3 ket value.

4 “(B) The grazing fee charged for any given year
 5 under subparagraph (A) shall not increase nor decrease
 6 by more than 33.3 percent from the grazing fee charged
 7 for the previous year.

8 “(2)(A) As used in this subsection, the term ‘fair
 9 market value’ means the amount obtained in accordance
 10 with the following formula:

$$\text{Fair Market Value} = \frac{\text{Appraised Base Value} \times \text{Forage Value Index}}{100}$$

11 “(B) As used in subparagraph (A):

12 “(i) The term ‘Appraised Base Value’ means
 13 the 1983 Appraisal Value conclusions for mature
 14 cattle and horses (expressed in dollars per head or
 15 per month), as determined in the 1986 report pre-
 16 pared jointly by the Secretary of Agriculture and the
 17 Secretary of the Interior entitled ‘Grazing Fee Re-
 18 view and Evaluation’, dated February 1986, on a
 19 westwide basis using the lowest appraised value of
 20 the pricing areas adjusted for advanced payment
 21 and indexed to 1993.

22 “(ii) The term ‘Forage Value Index’ means the
 23 Forage Value Index (FVI) computed annually by the

1 Economic Research Service of the Department of
2 Agriculture, and set with the 1993 Forage Value
3 Index equal to 100.”.

4 (b) DEFINITION OF 16 CONTIGUOUS WESTERN
5 STATES.—Section 103 of such Act (43 U.S.C. 1702) is
6 amended by adding at the end the following new
7 paragraph:

8 “(q) The term ‘16 contiguous Western States’ means
9 the States of Arizona, California, Colorado, Idaho, Kan-
10 sas, Montana, Nebraska, Nevada, New Mexico, North Da-
11 kota, Oklahoma, Oregon, South Dakota, Utah, Washing-
12 ton, and Wyoming.”.

13 (c) CONFORMING AMENDMENT.—Section 6 of the
14 Public Rangelands Improvement Act of 1978 (43 U.S.C.
15 1905) is amended by striking subsection (a).

16 **SEC. 3. ROYALTY FOR PRODUCTION OF LOCATABLE MIN-**
17 **ERALS.**

18 Production of locatable minerals (including associ-
19 ated minerals) from any mining claim located or converted
20 under the general mining laws, or mineral concentrates
21 derived from locatable minerals produced from any mining
22 claim located or converted under the general mining laws,
23 shall be subject to a royalty of not less than 12.5 percent
24 of the gross income from the production of the locatable
25 minerals or concentrates.

